

**REDACTED VERSION OF
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SEALED**

EXHIBIT

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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:

**SETTLEMENT FACILITY DOW
CORNING TRUST**

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**Case No. 00-CV-00005
(Settlement Facility Matters)**

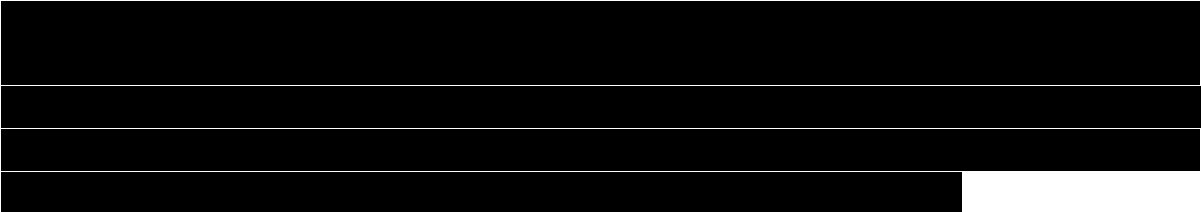
Hon. Denise Page Hood

**DECLARATION OF BRIAN CHMIEL COURT APPOINTED FINANCIAL
ADVISOR IN SUPPORT OF THE REPLY OF DOW SILICONES
CORPORATION, THE DEBTOR’S REPRESENTATIVES, AND THE FINANCE
COMMITTEE TO THE RESPONSE OF THE CLAIMANTS’ ADVISORY
COMMITTEE TO THE MOTION TO TERMINATE FUNDING PURSUANT TO
SECTION 2.01(C) OF THE FUNDING PAYMENT AGREEMENT AND TO
TERMINATE THE SETTLEMENT FACILITY PURSUANT TO SECTION 10.03
OF THE SETTLEMENT FACILITY AND FUND DISTRIBUTION
AGREEMENT**

I, Brian Chmiel, CPA, Financial Advisor, declare as follows based upon my recollection and review of certain data and documents:

1. I am a Partner at Crowe LLP, which is a public accounting and consulting firm. In this capacity, I was appointed by the Honorable Denise Page Hood to serve as the Financial Advisor for the Settlement Facility-Dow Corning Trust (“Settlement Facility” or “SF-DCT”) pursuant to the Amended Joint Plan of Reorganization of Dow Corning Corporation (“Plan”).
2. I have reviewed and am familiar with the Motion to Terminate Funding Pursuant to Section 2.01(c) of the Funding Payment Agreement and to Terminate the Settlement Facility Pursuant to Section 10.03 of the Settlement Facility and Fund Distribution Agreement (“Motion to Terminate”) and the Response of the Claimants’ Advisory Committee to the Motion to Terminate Funding Pursuant to Section 2.01(c) of the Funding Payment Agreement and to Terminate the Settlement Facility Pursuant to Section 10.03 of the Settlement Facility and Fund

Distribution Agreement (“Response”).

3. As Financial Advisor, I have knowledge of the books and records of the SF-DCT, the management and investment of the assets of the Settlement Fund, the annual audit of the Settlement Fund, the procedures for verifying and issuing payments for Fundable Expenditures under the terms of the Plan, the operational budgets for the SF-DCT, and the funding for the Litigation Facility pursuant to the Plan.
4. Dow Silicones has paid \$1.859 billion for the resolution of claims submitted for settlement and in litigation, as well as for claims related to the tort claims (including the domestic health insurer claims, and the government lien claims.)
5. Each year, the FC prepared a budget that includes line-item amounts governing the payment of fees and expenses of all court appointed persons and entities including the Claimants’ Advisory Committee (“CAC”).
6. The CAC’s annual budget was prepared by the CAC. The parties reviewed and analyzed the budget each year and once satisfied with the terms of the budget, presented it to the Court for further review.
7. 

Pursuant to 28 U.S.C. Section 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed this 9th day of December 2024.



Brian Chmiel